

1817. *division courts martial for the trial of Brigadier Generals:*
 Who shall appoint Court Martials. *Brigadier Generals, each within his own brigade, shall appoint brigade courts martial for the trial of all officers above the grade of Captain; and in like manner the Colonel or Commandant of each regiment or battalion shall appoint regimental or battalion courts martial for the trial of all commissioned officers under the grade of a field officer.*

Appoint-ment of Officers. *II. And be it further enacted, That when a court martial is ordered, the officer ordering it shall appoint the President, Judge Advocate and Provost Martial; and if it be a general court martial, orders shall be issued to such divisions as in the opinion of the Governor or Commander in Chief, may most conveniently furnish the members thereof: If it be a division court martial orders shall be issued to such brigades as in the opinion of the officer ordering it may most conveniently furnish the members thereof: If it be a brigade court martial orders shall be issued to such regiments in the brigade as in the opinion of the officer ordering it may most conveniently furnish the members: If it be a regimental court martial the officer ordering it may and shall appoint the members.*

Grade. *III. And be it further enacted, That the President of a General Court Martial shall not be under the rank of a major general, and the court shall be composed of two Brigadier Generals and ten field officers as members, six of whom shall be of different divisions: The president of a division court martial shall not be under the grade of a brigadier general, and the court shall be composed of twelve field officers as members, six of whom shall be from a different brigade: The President of a brigade court martial shall not be under the rank of a colonel, and the court shall be composed of twelve officers as members, to be taken from the brigade, none of whom shall be under the rank of captain: The president of a regimental court martial shall not be under the grade of a field officer, and the court martial shall be composed of a majority of the officers of the regiment as members.*

IV. And be it further enacted, That whenever the commanding officer of a division, brigade, regiment or battalion shall be ordered to furnish any officer or officers as a member or members, supernumerary or supernumeraries of a court martial, such officer or officers shall be regularly detached from the roster of the division, brigade, regiment or battalion by the commanding officer thereof, forthwith, after having received orders therefor: Provided moreover, That in case of sickness, inability or absence of any officer, whose turn it may be to serve on a court martial, the detailing officer shall certify such circumstance to the officer who ordered the court martial, and detail the officer next in succession.

V. And be it further enacted, That officers ordered to be